

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

OZMO LICENSING LLC  
Plaintiff,

v.

DELL TECHNOLOGIES INC. and DELL  
INC.,

Defendants.

Civil No. 1:23-cv-00747-ADA

**JOINT MOTION FOR ENTRY OF AMENDED SCHEDULING ORDER**

Plaintiff Ozmo Licensing LLC and Defendants Dell Technologies Inc. and Dell Inc. (collectively “Dell” and together with Ozmo Licensing LLC, “the Parties”) file this Joint Motion for Entry of Amended Scheduling Order, in the form attached as **Exhibit 1**. Given the upcoming holidays, outstanding third-party and party discovery, number of asserted patents and claims, and the Parties’ ongoing discussions regarding potential case narrowing, the Parties believe that good cause justifies a reasonable extension of the case schedule including through trial. The Parties jointly propose to move all deadlines by approximately 11 weeks to accomplish these goals. The requested extension is not sought for purposes of delay and will not prejudice any party to this action.

Accordingly, the parties respectfully request that the Court enter the proposed Amended Scheduling Order in the form attached as **Exhibit 1**.

Dated: December 4, 2023

Respectfully submitted,

/s/ John M. Guaragna

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COUNSEL for PLAINTIFF

**CERTIFICATE OF SERVICE**

I certify that the foregoing motion was filed electronically on December 4, 2023, pursuant to Local Rule CV-5(a) and has been served on all counsel who have consented to electronic service via electronic mail.

*/s/ John M. Guaragna*  
John M. Guaragna

# EXHIBIT 1

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**AMENDED SCHEDULING ORDER**

Current Deadline	New Deadline	Item
December 1, 2023	January 19, 2024	Deadline for the first of two meet and confers to discuss significantly narrowing the number of claims asserted and prior art references at issue. Unless the parties agree to the narrowing, they are ordered to contact the Court's Law Clerk to arrange a teleconference with the Court to resolve the disputed issues.
December 29, 2023	March 19, 2024	Close of Fact Discovery.
January 5, 2024	March 26, 2024	Opening Expert Reports.
February 2, 2024	April 26, 2024	Rebuttal Expert Reports.
February 23, 2024	May 14, 2024	Close of Expert Discovery.
March 1, 2024	May 21, 2024	Deadline for the second of two meet and confers to discuss significantly narrowing the number of claims asserted and prior art references at issue. To the extent it helps the parties determine these limits, the parties are encouraged to contact the Court's Law Clerk for an estimate of the amount of trial time anticipated per side.
March 8, 2024	May 31, 2024	<p>The parties shall <b>file a Joint Report within 5 business days</b> regarding the results of the second meet and confer.</p> <p>Dispositive motion deadline and <i>Daubert</i> motion deadline. See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical advisor (if appointed).</p>
March 22, 2024	June 11, 2024	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, discovery and deposition designations).
April 5, 2024	June 25, 2024	Serve objections to pretrial disclosures/rebuttal disclosures.
April 5, 2024	June 25, 2024	Parties to jointly email the Court's law clerk ( <a href="mailto:txwdml_lawclerks_wa_judgealbright@txwd.uscourts.gov">txwdml_lawclerks_wa_judgealbright@txwd.uscourts.gov</a> ) to confirm their pretrial conference and trial dates.
April 12, 2024	July 2, 2024	Serve objections to rebuttal disclosures and <b>File Motions in limine</b> .
April 19, 2024	July 12, 2024	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, discovery, and deposition designations); file oppositions to motions <i>in limine</i> .

Current Deadline	New Deadline	Item
April 26, 2024	June 16, 2024	File notices of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and email the Court Reporter, Kristie, at <a href="mailto:kmdaviscsr@yahoo.com">kmdaviscsr@yahoo.com</a> .  Deadline to meet and confer regarding remaining objections and disputes on motions <i>in limine</i> .
May 7, 2024	July 29, 2024	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions <i>in limine</i> .
May 10, 2024	August 1, 2024	<b>Final Pretrial Conference.</b> Held in person unless otherwise requested.
May 31, 2024	August 20, 2024	<b>Jury Selection/Trial</b>

SIGNED THIS \_\_\_\_\_ day of December 2023.

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ALAN D ALBRIGHT  
UNITED STATES DISTRICT JUDGE